

SENATE BILL 2605  
By McNally

AN ACT to amend Tennessee Code Annotated, Title 46  
and Title 62, Chapter 5, relative to sales of burial  
spaces.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 46, Chapter 2, Part 2, is amended by  
adding the following as a new section thereto:

Section 46-2-206.

(a) No person shall sell the same lot, grave, crypt, niche, or  
mausoleum that has been purchased previously by another person, unless the  
sale is to the spouse of such purchaser.

(b) In addition to the records required to be kept by § 46-2-201, a  
cemetery company shall keep records of sales of interment rights, including  
every burial lot and space it sells.

(c) A violation of subsection (a) is a Class C misdemeanor.

SECTION 2. Tennessee Code Annotated, Section 62-5-317(b), is amended by deleting  
in subdivision (16) the language "; or", by adding the following as new subdivision (17) and by  
renumbering the existing subdivision (17) accordingly:

(17) The sale of the same lot, grave, crypt, niche, or mausoleum that has  
been purchased previously by another person unless the sale is to the spouse of such  
purchaser.

SECTION 3. This act shall take effect July 1, 2006, the public welfare requiring it.